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## ORIGINAL IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

(36)

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Civil Action No. 04-330 KA

KAS

Plaintiff,

v.

ELWOOD S. KNIGHT, et al.,

Defendants.

## STIPULATION OF DISMISSAL

IT IS STIPULATED AND AGREED by and between the UNITED STATES OF AMERICA, by its undersigned counsel, and the DEFENDANTS ELWOOD S. KNIGHT, MILDRED KNIGHT, AND ELWOOD S. KNIGHT, TRUSTEE OF THE KNIGHT 1995 IRREVOCABLE TRUST, by their undersigned counsel, that this action be and is dismissed with prejudice, the parties to bear their respective costs, including any possible attorney's fees or other expenses of this litigation.

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COUNSEL FOR THE UNITED STATES:

COUNSEL FOR DEFENDANTS:

Date: February \_\_\_\_, 2006

Date: February 24, 2006

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IT IS SO ORDERED.

UNITED STATES DISTRICT JUDGE

date